

EXHIBIT F

Deposition of Terri Pechner-James
May 30, 2006
Excerpt Re Leaving Early

Pages 1340 – 1343:

1 Q. Okay.

2 MR. AKERSON: Could I have this

3 marked as an exhibit, please.

4

5 (Deposition Exhibit No. 35 marked.)

6 Q. Ms. James, I'm going to show you

7 something that's now been marked as Exhibit 35

8 to the deposition, which is a continuation of

9 Dr. Keroack's notes, and these are dated,

10 actually, November 14th of 2005.

11 In the top right-hand corner of the

12 notes it indicates page 17 and the next pages

13 are 18, 19 and 20. Am I correct on that,

14 ma'am?

15 A. Yes.

16 Q. Specifically, I'd like you to look

17 at page 20. At the very top, there's a

18 reference in here about a restraining order.

19 Do you have page 20 before you of Exhibit 35?

20 A. Yes.

21 Q. Okay. The date of the document is
22 November 14, 2005, and it reads -- and correct
23 me if I'm mistaken -- "She got a restraining
24 order against Mark. He was acting crazy,
1 saying threatening things. Then father-in-law
2 butted in, and she threatened him" -- in
3 parentheses it says "to kill him."

4 Did I read that correctly?

5 A. You did.

6 Q. Did you threaten to kill your
7 father-in-law?

8 A. No.

9 Q. So Dr. Keroack put it in his notes
10 on page 20 and he got it wrong?

11 A. He's got it wrong. I never
12 threatened to kill him. He knows what I said
13 to him.

14 Q. Excuse me?

15 A. He knows what I said to him.

16 Q. I'm sorry. I just didn't follow
17 who the "he" was.

18 A. Dr. Keroack knows what I said to
19 him and he knows that I never threatened to

20 kill my father-in-law.

21 Q. Okay. I'm just asking you
22 questions based on records that were produced
23 through the court.

24 A. That's fine.

1 Q. Dr. Keroack's records do say that
2 you had threatened to kill your father-in-law,
3 correct?

4 A. I never threatened to kill my
5 father-in-law.

6 Q. But Dr. Keroack's records do
7 indicate that, correct?

8 A. That was in court, and it was found
9 in court that I didn't threaten to kill my
10 father-in-law so...

11 Q. But, for some reason, Dr. Keroack
12 wrote that in his notes?

13 A. That's okay.

14 Q. You disagree with what Dr. Keroack
15 concludes in here on that issue, correct?

16 A. Correct.

17 Q. I want to talk about your children
18 for a minute. In this lawsuit you brought,

19 Ms. James, are you claiming that your
20 relationship with your children has been
21 affected by the allegations included in your
22 lawsuit papers?

23 MR. DILDAY: All right? Are you
24 all right?

1 THE WITNESS: Uhm-uhm.

2 MR. DILDAY: Are you okay? Let's
3 go off the record for a moment.

4 MR. AKERSON: Sure.

5 (Off-the-record discussion.)

6 MR. AKERSON: It's just 4:30 in the
7 afternoon and we're going to suspend the
8 deposition and continue it later given that --
9 out of respect and sympathy for the witness in
10 this matter, given that she's not a hundred
11 percent, according to what Mr. Dilday advises.
12 Thank you.

13

14

15 (The deposition then adjourned.)